

Message Text

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ORIGIN EPA-04

INFO OCT-01 EUR-12 ISO-00 OES-07 EB-08 DOTE-00 AGRE-00
/032 R

DRAFTED BY EPA/A-106:DHSTROTHER
APPROVED BY OES/ENP/EN:HSPIELMAN
EPA/A-106:KHARPER
EUR/WE:MCRAMERUS
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R 232144Z AUG 77
FM SECSTATE WASHDC
TO AMEMBASSY PARIS

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E.O. 11652: N/A

TAGS: SENV,FR

SUBJECT: EPA INVITATION TO FRENCH NOISE EXPERT
REF: STATE 177117, A-3185

1. US ENVIRONMENTAL PROTECTION AGENCY CURRENTLY INVOLVED IN
ESTABLISHMENT OF NOISE EMISSION STANDARD FOR NEW WHEEL AND
CRAWLER TYPE TRACTORS. CONTROVERSY EXISTS OVER DEFINITION
AND IDENTIFICATION OF "BEST AVAILABLE TECHNO-
LOGY" REQUIREMENT.(SEE REFERENCES.)

2. EPA HAS SENT FOLLOWING LETTER TO MR. A. CONSOLI,
NOTED NOISE EXPERT AT THE DIRECTION DE LA PREVENTION DES
POLLUTION ET NUISANCES: "THE UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY HAS RECENTLY PROPOSED A NOISE EMISSION
STANDARD FOR NEWLY MANUFACTURED WHEEL AND CRAWLER TYPE
TRACTORS THAT ARE USED PRINCIPALLY FOR CONSTRUCTION
ACTIVITIES. IT IS THE POLICY OF THE U.S. GOVERNMENT TO
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PROVIDE A PUBLIC COMMENT PERIOD FOR CONCERNED PARTIES TO
PRESENT THEIR VIEWS AND SUBMIT ADDITIONAL TECHNICAL DATA
WHERE APPROPRIATE ON PROPOSED FEDERAL REGULATIONS. AS
PART OF THIS COMMENT PERIOD, THE AGENCY WILL HOLD TWO PUBLIC
HEARINGS; AUGUST 30TH AT THE BENJAMIN FRANKLIN HOTEL IN
PHILADELPHIA, PENNSYLVANIA AND SEPTEMBER 1ST AT THE AMBASS-
ADOR HOTEL IN LOS ANGELES, CALIFORNIA.

DURING THE DEVELOPMENT OF THE PROPOSED REGULATION, THE AGENCY RECEIVED COMMENT FROM VARIOUS MEMBERS OF THE U.S. CONSTRUCTION EQUIPMENT MANUFACTURING INDUSTRY THAT SUGGESTED THE NOISE ABATEMENT MEASURES REQUIRED BY THE FRENCH GOVERNMENT TO MEET THEIR STANDARDS FOR PRODUCTS SOLD IN FRANCE, RESULTED IN A LOSS OF MACHINE PERFORMANCE, AND PRESENTED A POTENTIAL FIRE HAZARD. IT WAS ALSO ALLEGED THAT FRENCH USERS OF THESE EQUIPMENTS FREQUENTLY REMOVED THE NOISE ABATEMENT COMPONENTS IMMEDIATELY OR SHORTLY AFTER TAKING DELIVERY, SINCE THE FRENCH GOVERNMENT DID NOT ACTIVELY ENFORCE THEIR NOISE STANDARDS. I SHOULD LIKE TO POINT OUT THAT THOSE COMPANIES THAT HAVE MADE SUCH CLAIMS AND ALLEGATIONS HAVE BEEN UNWILLING TO PUT THEM IN WRITING.

WE WOULD APPRECIATE RECEIVING THE FRENCH GOVERNMENT'S APPRAISAL OF ITS NOISE ABATEMENT PROGRAM FOR WHEEL AND CRAWLER TRACTORS. WE THEREFORE EXTEND AN INVITATION TO THE FRENCH GOVERNMENT TO PARTICIPATE IN THE FORTHCOMING PUBLIC HEARINGS IN PHILADELPHIA AND LOS ANGELES, AND TO PARTICIPATE IN THIS RULEMAKING BY CRITICALLY REVIEWING OUR PROPOSED RULES AND THE DATA ON WHICH THESE RULES ARE BASED. IF YOUR PARTICIPATION IN OUR PUBLIC HEARING IS NOT POSSIBLE, WE WOULD APPRECIATE YOUR WRITTEN COMMENTS FOR THE PUBLIC RECORD.

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IF WE CAN PROVIDE ASSISTANCE IN ARRANGING HOTEL ACCOMMODATIONS, PLEASE SO ADVISE.

SINCERELY,

/S/ CHARLES L. ELKINS

DEPUTY ASSISTANT ADMINISTRATOR

FOR NOISE CONTROL PROGRAMS (AW-471)

ENCLOSURES: PROPOSED RULE FOR WHEEL AND CRAWLER TRACTORS

3. AT EMBASSY DISCRETION, THIS INFORMATION MAY BE USED AS BASIS FOR RESPONDING TO ANY INQUIRY FROM D.P.P.N. ALTERNATIVELY, EMBASSY MAY RAISE IT WITH APPROPRIATE OFFICIAL(S) AS AN EXAMPLE OF HOW NATIONAL ENVIRONMENTAL AUTHORITIES CAN ASSIST EACH OTHER.

4. CONSOLI WILL BE IN WASHINGTON SEPTEMBER 7-9 FOR MEETING OF INTERNATIONAL STANDARDS ORGANIZATION, AND WILL BE MEETING WITH EPA NOISE OFFICE ON SEPTEMBER 9. CHRISTOPHER

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Message Attributes

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Sent Date: 23-Aug-1977 12:00:00 am
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Decaption Note:
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Disposition Comment:
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Disposition Event:
Disposition History: n/a
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Drafter: 106:DHSTROTHER
Enclosure: n/a
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Expiration:
Film Number: D770305-0538
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From: STATE
Handling Restrictions: n/a
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Legacy Key: link1977/newtext/t19770832/aaaabakw.tel
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